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PATENT

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In re patent application of:

Scott Waldman

Serial No.: 09/304,193

Group No.: 1642

Filed: May 3, 1999

Examiner: S.J. Huff

For: **METHODS OF AND KITS AND COMPOSITIONS FOR DIAGNOSING
COLORECTAL TUMORS AND METASTASIS THEREOF**

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I, Jane E. Inglese, Registration No. 48,444, certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to the Assistant Commissioner of Patents and Trademarks, Washington, D.C. 20231.

On April 22, 2002

Jane Inglese
Jane E. Inglese, Reg. No. 48,444

Assistant Commissioner for Patents
Washington, D.C. 20231

REQUEST FOR RECONSIDERATION

This reply is being filed in response to the Official Action issued October 23, 2001 and the Advisory Action issued January 18, 2002 in connection with the above-identified patent application.

Claims 23 to 26 are pending in the present application and stand rejected under the judicially created doctrine of obviousness-type double patenting as allegedly unpatentable over claims one and four of U.S. Patent No. 5,601,990. A Terminal Disclaimer is being submitted herewith in which Applicants disclaim the terminal part of the statutory term of any patent granted on the instant